

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,)
)
 v.)
)
 IVAN RODRIGUEZ,)

Cr. No. 04-10063-RCL

FILED
IN CLERKS OFFICE
2004 MAY 11 A 10:31
U.S. DISTRICT COURT
DISTRICT OF MASS

JOINT INITIAL STATUS REPORT

The United States of America and the defendant, Ivan Rodriguez, by their respective undersigned counsel, submit this joint status report pursuant to Local Rule 116.5(A).

1. Local Rule 116.3 Timing Requirements

At this time the parties do not seek relief from the timing requirements imposed by L.R. 116.3.

2. Expert Discovery

The government anticipates that, unless there is a stipulation regarding the controlled substances involved in this case, it will offer expert testimony regarding the heroin seized in this case. The defendant does not presently request expert discovery, but reserve its right to seek such discovery pending disclosure of trial witnesses by the government.

3. Additional Discovery

The government has provided, or made available to defendant's counsel, Rule 16 and automatic discovery materials. In the event that the government becomes aware of additional such materials, it will produce them immediately.

4. Motion Date

The parties jointly request that all motions be filed on or before June 29, 2004, and any responses be served by July 7, 2004.

5. Speedy Trial Act

The parties have conferred on the periods excludable from all Speedy Trial Act calculations and believe that the following periods are excludable:

3/18/04	Arraignment
3/18/04-4/15/04	Excludable delay pursuant to Local Rule 112.2(A)(2) & 18 U.S.C. § 3161(h)(8)(A)
4/14/04-4/21/04	Motion pending--excludable delay pursuant to 18 U.S.C. § 3161(h)(1)(F)
5/4/04/-5/11/04	Motion pending--excludable delay pursuant to 18 U.S.C. § 3161(h)(1)(F) and 8(b), and Local Rule 112.2(A)(2)
5/11/04-date of final status	Excludable delay pursuant to 18 U.S.C. §§ 3161(h)(1)(F) and 8(b), and Local Rule 112.2(A)(2)

As of the Final Status Conference, 12 days will have been counted and 58 days will remain under the Speedy Trial Act.

6. Anticipated Trial

It is too early to tell whether a trial will be needed in this matter. The United States estimates that a trial would last approximately 4 days.


7. Final Status Conference

The parties request that a Final Status Conference be scheduled for on or about ^{July 7} ~~June 29~~, 2004, or as soon thereafter as is convenient for the Court.

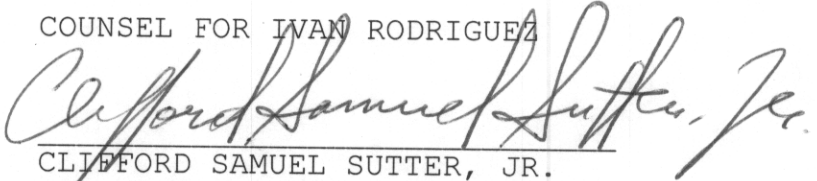
Respectfully submitted,

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May 11, 2004